|  | ATTORNET S DOCKET NO. 201300  |  |  |  |  |  |
|--|---|--|--|--|--|--|
| U.S. DEPARTMENT OF COMMERCE, PATE  | ENT AND TRADEMARK OFFICE  | DATE:   5 December 2004 (5.12.2004)  |  |  |  |  |
| TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371  U.S. APPLA 10 (/k5 n 1 8 0 1   |   |  |  |  |  |  |
| INTERNATIONAL APPLICATION NO.:<br>PCT/FR2003/001851  | INTERNATIONAL FILING DATE:<br>18 June 2003 (18.06.2002)   | PRIORITY DATE CLAIMED:<br>21 June 2002 (21.06.2002) FR   |  |  |  |  |
| TITLE OF INVENTION: POLYNUCLEOT<br>SYNTHESIS OF DIKETOPIPERAZINE DE  | IDES AND POLYPEPTIDES CODED BY SAID<br>RIVATIVES  | POLYNUCLEOTIDES INVOLVED IN THE  |  |  |  |  |
| APPLICANT(S) FOR DO/EO/US: GONDRY  | , Muriel; GENET, Roger; LAUTRU, Sylvie; PER   | NODET, Jean-Luc  |  |  |  |  |
| Applicant hereby submits to the Unites States D  | esignated/Elected Office (DO/EO/US) the following   | ng items and other information:  |  |  |  |  |
| 1. X This is a FIRST submission of item  | s concerning a filing under 35 U.S.C. 371.  |  |  |  |  |  |
| 2 This is a SECOND or SUBSEQUE   | NT submission of items concerning a filing under  | 35 U.S.C. 371.   |  |  |  |  |
| 3. X This express request to begin national examination procedures (35 USC 371(f) The submission must include items(5), (6), (9) and (21) indicated below.   |   |  |  |  |  |  |
| 4. X The US has been elected (Article31)   | )   |  |  |  |  |  |
| 5. X A copy of the International Applicati   | ion as filed (35 U.S.C. 371(c)(2)):   |  |  |  |  |  |
| h has been communicated  | (required only if not transmitted by the International by the International Bureau. pplication was filed in the United States Receiving   |  |  |  |  |  |
| 6. X A English translation of the Internal   | tional Application as filed (35 U.S.C. 371(c)(2).   |  |  |  |  |  |
| 7. X Amendments to the claims of the In  | Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))  |  |  |  |  |  |
| h have been communicate  | uired only if not transmitted by the International Bud by the International Bureau.  wever, the time limit for making such amendments is will not be made.  |  |  |  |  |  |
| 8 An English language translation of the a   | amendments to the claims under PCT Article 19 (3:   | 5 U.S.C. 371(c)(3)).   |  |  |  |  |
| 9 An oath or declaration of the inventor(s)  | (35 U.S.C. 371(c)(4)).  |  |  |  |  |  |
| 10 A translation of the annexes to the Inter   | national Preliminary Examination Report under PC  | T Article 36 (35 U.S.C. 371(c)(5)).  |  |  |  |  |
| ITEMS 11 to 20 BELOW CONCERN OTH   | ER DOCUMENT(S) OR INFORMATION INCL  | LUDED:   |  |  |  |  |
| 11. X An Information Disclosure Stateme  | ent under 37 CFR 1.97 and 1.98.   |  |  |  |  |  |
| 12 An assignment document for record   | ding. A separate cover sheet in compliance with 37  | 7 CFR 3.28 and 3.31 is included.   |  |  |  |  |
| 13. X A FIRST preliminary amendment. 14. A SECOND or SUBSEQUENT prescription. 15. A substitute specification. 16. A change of power of attorney and an accompanyer readable form of the second prescription.   | reliminary amendment  | 2 and 35 USC 1821 - 1825   |  |  |  |  |
| 17. X A computer-readable form of the sequence listing in accordance with PCT Rule 13ter2 and 35 USC 1821 - 1825  18. A second copy of the published international application under 35 USC 154(d)(4)  19. A second copy of the English language translation of the international application under 35 USC 154(d)(4) |   |  |  |  |  |  |
| 20 Other items or information: TRANSMITTAL FORM; FEE CA INTERNATIONAL PUBLICATI REPORT (IN FRENCH) WITH I TEXTUAL SPECIFICATION, A LISTING IN CRF FORMAT; PI INVENTOR'S DECLARATION EXAMINATION REPORT; PCT  | ALCULATION; INTERNATIONAL PUBLICATION DATE 31 DECEMBER 2003 (31.12.2003) IN ENGLISH TRANSLATION, WHICH CONSISTS 4 PAGES OF 31 CLAIMS; 8 PAGE SEQUENCE RELIMINARY AMENDMENT WITH ATTACHM PCT REQUEST (IN FRENCH); PCT/IPEA/409/1/18/304 NOTIFICATION CONCERNING SUBMING THE APPLICANT OF THE COMMUNICAT GNATED OFFICES; INFORMATION DISCLOSU | ON NO. WO 2004/000879 A1 WITH ICLUDING INTERNATIONAL SEARCH OF 52 PAGES INCLUDING 33 PAGES LISTING, 7 SHEET DRAWINGS; SEQUENCE MENTS A & B; ; UNEXECUTED O INTERNATIONAL PRELIMINARY LISSION OF PRIORITY DOCUMENT; TION OF THE INTERNATIONAL |  |  |  |  |

U.S. APPLICATION NO.

## INTERNATIONAL APPLICATION NO.

DATE 15 December 2004 (15.12.2004)

| U.S. APPLICATION Not be the state of the sta | <b>019</b>                                      | PCT/FR200   |                       | DATE 15 December 2004 (75.12.2004) |           |              |
|--|---|---|-----------------------|------------------------------------|-----------|--------------|
| 17. x. The following fees are submitted:  Basic National Fee (37 CFR 1.492(a)(1)-(5):  Basic National Stage Filing Fee, Examination Fee, and Search Fee\$1,000.00  |   |   |                       | <u>CALCULATIONS</u><br>\$ 1,000.00 |           | PTO USE ONLY |
| ENTER APPROPRIAT   | r furnishing the oath o                         | r declaration later tha                           | n20                   | \$ 1,00                            | 0.00      |              |
| 30 months from the e   |   |   |                       |                                    |           |              |
| CLAIMS TOTAL   | NO. FILED  31 -20=                              | NO. EXTRA   | X \$ 50.00            | \$                                 | 550.00    |              |
| INDEPENDENT  | <u>10</u> - 3=                                  | 7   | X \$ 200.00           | \$                                 | 1,400.00  | -            |
| Multiple dependent clain   |   |   | + \$360.00            | \$                                 | 0.00      |              |
| TOTAL OF ABOVE CALCULATIONS =  |   |   |                       |                                    | 2,950.00  |              |
| Reduction by 2 for asserting small entity, if applicable. (Note 37 CFR 1.9, 1.27, 1.28).   |   |   |                       | \$                                 | 0.00      |              |
| SUBTOTAL =   |   |   |                       |                                    | 2,950.00  |              |
| Processing fee of \$130.0 30 months from the   | 00 for furnishing the E earliest claimed priori | nglish translation later<br>by date (37 CFR 1.492 | r than 20<br>2(f)). + | \$                                 | 0.00      |              |
| TOTAL NATIONAL FEE =   |   |   |                       |                                    | 2,950.00  |              |
| Fee for recording the en accompanied by an appr \$40.00 per property +   | closed assignment (37 opriate cover sheet (37   | CFR 1.21(h)). The a                               | assignment must be    | \$                                 | .00       |              |
|  |   | TOTAL FEI   | ES ENCLOSED =         | <u> </u>                           | 2,950.00  |              |
|  |   |   |                       | Amour                              | nt to be: | s            |

U.S. APPLICATION NO. (if known) not yet assigned INTERNATIONAL APPLICATION NO.

DATE 15 December 2004 15.12.2004)

| _ | 0  | //       | 518019 PC1/FR2003/001851  |  |  |  |  |  |
|---|--|----------|---|--|--|--|--|--|
|   | a.   | <u>x</u> | One check in the amount of \$2,950.00 to cover the above fees is enclosed.  |  |  |  |  |  |
|   | b.   |          | Please charge my Deposit Account No. 14-0112 in the amount of \$ to cover the above fees. (A duplicate copy of this sheet is enclosed.)   |  |  |  |  |  |
|   | c.   | <u>X</u> | The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 14-0112.  |  |  |  |  |  |
|   | d.   |          | Fees are to be charged to a credit cardWARNING: Information on this form may become publicCredit Card Information should not be included on this form Provide credit card information and authorization on PTO-2038 |  |  |  |  |  |
|   | NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed to request that the application be restored to pending status. |          |   |  |  |  |  |  |
|   | Ser  | nd All   | Correspondence To:  |  |  |  |  |  |
|   | Gary M. Nath NATH & ASSOCIATES PLLC 1030 15th Street, N.W. Sixth Floor Washington, D.C. 20005  |          |   |  |  |  |  |  |
|   | •  | ,        | 75-8383 (phone) 75-8396 (fax)  Gary M. Nath Registration Number 26,965 Tanya E. Harkins Registration No. 52,993   |  |  |  |  |  |
|   |  |          | Customer No. 20529  |  |  |  |  |  |

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

GONDRY et al.

International Application No. PCT/FR2003/001851

Serial No. NOT YET ASSIGNED

International Filing Date: 18 June 2003 (18.06.2003)

December <u>15</u>, 2004

For: POLYNUCLEOTIDES AND POLYPEPTIDES CODED BY SAID POLYNUCLEOTIDES INVOLVED IN THE SYNTHESIS OF DIKETOPIPERAZINE DERIVATIVES

## TRANSMITTAL LETTER

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Submitted herewith for filing in the U.S. Patent and Trademark Office is the following:

- Transmittal Letter;
- Transmittal Letter To U.S. Designated/Elected Office (DO/EO/US) (2) Concerning Filing under 35 U.S.C. 371
- International Publication Number WO 2004/000879 A1; International (3) Publication Date: 31 December 2003 (31.12.2003) including International Search Report (in French) with English translation, which consists of 52 pages including:
  - 33 pages Textual Specification,
    - 4 pages of 31 claims,
  - 8 pages of Sequence Listing;
  - 7 sheets of Drawings;
- Sequence Listing in CRF format; (4)
- Preliminary Amendment with Attachments A & B to be examined; (5)
- Unexecuted Inventor's Declaration; (6)
- PCT Request (in French); (7)
- PCT/IPEA/409 International Preliminary Examination Report (in (8) French);
- PCT/IB/304 Notification Concerning Submission of Priority (9) Document (in French);
- (10) PCT/IB/308 Notice Informing the Applicant of the Communication of the International Application to the Designated Offices;
- (11) Information Disclosure Statement;
- (12) PTO Form 1449 with 4 references; (13) Check No. 22254 \$2,950.00 for Examination Fee, and Search Fee; \$2,950.00 for Basic National Stage Fee,
- (14) Postcard for early notification of serial number.

Respectfully submitted, NATH & ASSOCIATES PLLC

By:

2004 Date: December NATH & ASSOCIATES PLLC 1030<sup>th</sup> 15<sup>TH</sup> Street, NW - 6<sup>th</sup> Floor Washington, D.C. 20005

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